

MEMORANDUM

Agenda Item No. 7(F)(1)(A)

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: **September 9, 2004**

FROM: George M. Burgess
County Manager

SUBJECT: Amendment to Lease at
351 N.W. 5 Street, Miami
with Young Women's Christian
Association, Inc. of Greater
Miami (YWCA)
Property # 4137-14-00

The attached amendment to lease agreement has been prepared by General Services Administration at the request of the YWCA to incorporate the provisions of the Board of County Commissioners' Resolution No. R-1083-02 and is recommended for approval.

PROPERTY: 351 N.W. 5 Street, Miami

TENANT: Young Women's Christian Association, Inc. of Greater
Miami, a Florida not-for-profit Corporation.

COMPANY PRINCIPAL: Eileen Maloney-Simon, Chief Executive Officer

PURPOSE OF AMENDMENT:

- 1) To increase the size of the land area by 7,500 square feet by adding two parcels of land adjacent to the YWCA administration building. The parcels are located at 529 & 533 N.W. 4 Avenue (Lots 16 & 17 Dorn's Subdivision of North one-half Block 67-N, Miami).
- 2) To set the term of the amendment as being co-terminus with the term of the existing lease agreement.
- 3) To establish the maintenance requirements and hours of operation of the public playground.
- 4) Tenant shall not do or permit anything to be done on the property which purports to create a lien or encumbrance for the property.
- 5) Tenant shall comply with Resolution No. R-1083-02 adopted on September 24, 2002.

JUSTIFICATION:

Resolution Number R-1083-02 adopted on September 24, 2002 authorized the acceptance of title from the Trust for Public Lands (TPL) for two small parcels of land adjacent to the YWCA administration building. TPL purchased these parcels utilizing Safe Neighborhood Parks funding and grants from the James L. Knight Foundation for the purpose of developing a public playground for use by the YWCA as well as the citizens of the area. Resolution No. R-1083-02 provided that the playground would be developed and maintained through a Partnership among the YWCA, TPL and the FIU Roots in the City Program. Although the Partnership was never formally established through an agreement, nor do they anticipate formalizing the Partnership, all three entities will be working together to help develop the playground. TPL is helping secure funding and the FIU Roots for the City Program is considering developing the playground. Due to the fact that the YWCA already leases the adjoining property from the County, they have agreed to take responsibility for the property through a lease with the County and provide requisite liability insurance for the leased premises.

EFFECTIVE DATES OF
THE AMENDMENT:

The term of this Amendment to Lease Agreement shall commence upon approval by the Board of County Commissioners, unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override of this Board, and shall terminate on March 18, 2021, said date being co-terminus with the existing term of the Lease unless earlier terminated or extended pursuant to the terms of the Lease Agreement.

FINANCIAL IMPACT:

Annual rent to the County will remain at \$1.00.

LEASE AGREEMENT:

The lease agreement was approved by the Board on March 19, 1991 by Resolution No. R-275-91 commencing on March 19, 1991 and terminating March 18, 2021 with two additional ten-year option periods.

COMMENTS:

Attached for your information are copies of the previously approved resolutions and memoranda with data concerning the lease.


Assistant County Manager

June 8, 2004

Ms. Wendy Norris
Miami-Dade County GSA
111 NW 1st Street
Miami, FL 33128

RE: YWCA Lease Amendment / Overtown Playground

Dear Ms. Norris:

Based on the provisions of R-1083-02 under the file name "Conveyance of Two Parcels from The Trust for Public Land," below you will find outlined the plan for the future playground site regarding hours of operation, and on-going maintenance and minimum maintenance standards.

The hours of operation will be as follows:

Monday – Friday	7:30am – 6:30pm
Saturday	7:30am – 3:00pm
Sunday	Closed

Please note that the hours of operation listed above coincide with the operational hours of the YWCA. However, the goal ultimately is to have the playground open on Saturdays and Sundays during the same operational hours as the weekdays and we are currently exploring ways to achieve that end.

The playground will be maintained and managed by the YWCA. The minimum maintenance standards include the following:

Daily:	Trash collection
Weekly:	Watering twice a week (depending upon season)
	Trash collection
Bi-weekly:	Lawn maintenance (depending upon the season)
Monthly:	Safety inspection on playground equipment
Annually:	Safety Office inspection on playground equipment
Bi-Annually:	Pressure clean equipment (or as needed)

The YWCA will provide liability insurance for the site by adding the playground to the existing general liability insurance policy that includes \$1 million per incident with a \$10 million umbrella.

Finally, the City of Miami contact on this project is Mr. Ed Blanco, Project Supervisor in the Parks and Recreation Department. I hope this information satisfies the provisions of the R-1083-02. Should you have any additional questions, please do not hesitate to contact me at (305) 377-9922 x 202 or Lavinia Freeman, Program Manager for The Trust for Public Land at (305) 667-0409 x 13.

Sincerely,


Eileen Maloney-Simon, CEO

CC: Mary Young, President
Lavinia Freeman, Trust for Public Land

YWCA of Great Miami
Marta Sutton Weeks Women's Center
351 NW 5th Street
Miami, FL 33128
(305) 377-9922 ext. 200
www.ywca-miami.org



This Instrument Prepared By:
 Peter Fodor
 The Trust for Public Land
 306 North Monroe Street
 Tallahassee, Florida 32301

PLEASE RETURN TO

G. S. A.
 Miami-Dade County
 111 NW 1st St. Ste. 2460
 Miami, FL 33128

OSR 138077 2003 FEB 27 13:22

000STPDEE 0.60 SURTX 0.45
 HARVEY RUVIN, CLERK DADE COUNTY, FL

**WARRANTY DEED
 (STATUTORY FORM - SECTION 689.02, F.S.)**

THIS INDENTURE, made this 10th day of January, 2003, between THE TRUST FOR PUBLIC LAND, a non-profit California corporation, whose address is 306 N. Monroe St., Tallahassee, FL 32301 Grantor, and MIAMI-DADE COUNTY, a political subdivision of the State of Florida, whose address is 111 NW 1st Street, Miami, FL 33128-1907, Grantee.

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and their heirs, legal representatives, successors and assigns. "Grantor" and "grantee" are used for singular and plural, as the context requires and the use of any gender shall include all genders.)

WITNESSETH: That the said grantor, for and in consideration of the sum of Ten Dollars and other good and valuable considerations, to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said grantee, and grantee's successors and assigns forever, the following described land situate, lying and being in Miami-Dade County, Florida, to-wit:

LOTS 16 AND 17, DORN'S SUBDIVISION OF NORTH ONE-HALF OF BLOCK 67-N CITY OF MIAMI, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK B AT PAGE 92, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA

Property Appraiser's Parcel Identification Number: 01-0106-070-1190

This conveyance is subject to easements, restrictions, limitations and conditions of record if any now exist, but any such interests that may have been terminated are not hereby re-imposed, and to taxes for the current and subsequent years.

AND the said grantor does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF the grantor has hereunto set grantor's hand and seal, the day and year first above written.

THIS INSTRUMENT IS EXEMPT FROM DOCUMENTARY STAMP TAXES PURSUANT TO CHAPTER 201.02(6), FLORIDA STATUTES.

RESOLUTION NO. R-275-91

RESOLUTION AUTHORIZING EXECUTION OF LEASE AGREEMENT WITH THE YOUNG WOMEN'S CHRISTIAN ASSOCIATION, INC. FOR USE OF COUNTY-OWNED LAND FOR DEVELOPMENT OF THE YWCA SERVICE HEADQUARTERS; AND AUTHORIZING COUNTY MANAGER TO EXERCISE CANCELLATION AND RENEWAL PROVISIONS CONTAINED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DADE COUNTY, FLORIDA, that this Board approves the Lease Agreement between Dade County and the Young Women's Christian Association for use of County-owned land for the development of the YWCA Service Headquarters, which will include a day care center, team center and administrative offices, in substantially the form attached hereto and made a part hereof; authorizes the County Manager to execute same for and on behalf of Dade County; and authorizes the County Manager to exercise the cancellation and renewal provisions contained therein.

The foregoing resolution was offered by Commissioner Sherman S. Winn, who moved its adoption. The motion was seconded by Commissioner Mary Collins and upon being put to a vote, the vote was as follows:

5

MEMORANDUM

Agenda Item No. 5(e)(26)

TO: Honorable Mayor and Members
Board of County Commissioners
Joaquin G. Avino
FROM: Joaquin G. Avino, P.E., P.L.S.
County Manager

DATE: March 19, 1991

SUBJECT: Lease with YWCA

RECOMMENDATION

It is recommended that the Board authorize a 50-year lease with the Young Women's Christian Association (YWCA) for County-owned property located at N.W. 5 Street and 3 Avenue for the purpose of developing a service headquarters.

BACKGROUND

In late 1990, the YWCA approached the County with a request to lease property in the vicinity of the Overtown/Park West Redevelopment Area in order to construct a service headquarters. The site identified for this development had been conveyed to the City of Miami in 1982 for surface parking as part of the County's obligations under the 1979 City/County Land Swap. Pursuant to the YWCA's request, the City determined that the property was no longer needed for parking and reconveyed the land to the County with the conditions that the land be leased to the YWCA and that building permits be pulled within two (2) years of the date of the conveyance. If these two conditions are not met, the land will revert to the City to be used for surface parking.

The YWCA headquarters currently operates out of leased facilities located at N.E. 18 Street and Second Avenue. The YWCA currently serves a multi-ethnic and multi-cultural population of approximately 5,000 by providing day care, job training and other services. The current facility can no longer accommodate this level of service. As a result of the growth, the YWCA developed plans for a new, 20,000 square foot facility which will accommodate its administrative offices as well as program space. The facility will be constructed with private funds and is expected to be on-line in approximately 12 months.

The proposed lease contains a term of 30 years with two ten-year renewal options at a nominal rate. Pursuant to the lease, the YWCA is responsible for all development and maintenance costs, the conditions contained in the deed and must maintain proper insurance as required by GSA/Risk Management Division.

This item was reviewed and approved by the Internal Management/Tourism Committee at its meeting of March 12, 1991.

Mary Collins
Charles Dusseau
Joseph M. Gersten
Larry Hawkins
Alexander Penelas
Harvey Ruvin
Arthur E. Teele, Jr.
Sherman S. Winn
Stephen P. Clark

aye
aye
absent
aye
aye
aye
aye
aye
absent

The Mayor thereupon declared the resolution duly passed and adopted this 19th day of March, 1991.

DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

MARSHALL ADER, CLERK

Approved by County Attorney as
to form and legal sufficiency. 1724

By: **RAYMOND REED**
Deputy Clerk



MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: September 9, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 7(F)(1)(A)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 7(F)(1)(A)
9-9-04

RESOLUTION NO. _____

RESOLUTION AUTHORIZING EXECUTION OF AN AMENDMENT TO LEASE AGREEMENT AT 351 N.W 5 STREET, MIAMI WITH YOUNG WOMEN'S CHRISTIAN ASSOCIATION, INC. OF GREATER MIAMI, INC. (YWCA), A FLORIDA NOT-FOR-PROFIT CORPORATION FOR PREMISES TO BE UTILIZED BY THE YWCA AS A PUBLIC PLAYGROUND; AND AUTHORIZING THE COUNTY MANAGER TO EXERCISE ANY AND ALL OTHER RIGHTS CONFERRED THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby approves an Amendment to Lease Agreement between Miami-Dade County and Young Women's Christian Association, Inc. of Greater Miami, a Florida not-for-profit corporation, for premises to be utilized as a public playground, in substantially the form attached hereto and made a part hereof; authorizes the County Manager to execute same for and on behalf of Miami-Dade County; and authorizes the County Manager to exercise any and all other rights conferred therein.

The foregoing resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson

Katy Sorenson, Vice-Chairperson

Bruno A. Barreiro

Betty T. Ferguson

Joe A. Martinez

Dennis C. Moss

Natacha Seijas

Sen. Javier D. Souto

Jose "Pepe" Diaz

Sally A. Heyman

Jimmy L. Morales

Dorrin D. Rolle

Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 9th day of September, 2004. This Resolution and contract, if not vetoed, shall become effective in accordance with Resolution No. R-377-04.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney as
to form and legal sufficiency. 18/

Hugo Benitez

By: _____
Deputy Clerk

AMENDMENT TO LEASE

THIS AGREEMENT made this _____ day of _____, 2004, by and between MIAMI-DADE COUNTY, a political subdivision of the State of Florida, hereinafter called the "LANDLORD," and YOUNG WOMEN'S CHRISTIAN ASSOCIATION, INC. of GREATER MIAMI (YWCA), a Florida not-for-profit Corporation, herein called the "TENANT,"

WITNESSETH:

WHEREAS, by Resolution No. R-275-91, adopted by the Board of County Commissioners on March 19, 1991, the Board authorized a Lease between the above named parties for that certain property located at 351 N.W. 5th Street, Miami, Florida; and

WHEREAS, both LANDLORD and TENANT are desirous of amending said Lease as set forth below; and

WHEREAS, by Resolution No. _____, adopted _____, 2004, the Board of County Commissioners has authorized the amending of said Lease;

NOW, THEREFORE, in consideration of the restrictions and covenants herein contained, it is agreed that the said Lease is hereby amended as follows:

1. Expanded Space : LANDLORD hereby leases to TENANT, and TENANT hereby leases from LANDLORD two parcels of land situated next to the YWCA administration building located at 351 N.W. 5th Street, Miami , hereinafter referred to as the "Expanded Space". The county-owned parcels have 7,500 square feet of vacant land located at 529 & 533 N.W. 4th Avenue, Miami, and legally described as Lots 16 and 17 Dorn's Subdivision of North one-half of Block 67-N, City of Miami, according to the plat thereof as recorded in Plat Book B, at Page 92, of the Public Records of Miami-Dade County, Florida. The TENANT will develop the "Expanded Space" into a public playground for use by the TENANT, and the general public, particularly the citizens who live within the walking distance to the "Expanded Space".
2. Term : The term for the "Expanded Space" shall commence upon approval by the Board of County Commissioners, unless vetoed by the mayor, and if vetoed, shall become

effective only upon an override by Board and shall terminate on March 18, 2021, said date being co-terminus with the term of the Lease, unless earlier terminated or extended pursuant to the terms of the Lease.

3. Purpose : TENANT shall develop, manage and equip the "Expanded Space" only for the establishment and operation of a public playground, along with other related uses necessary for the accomplishment of a comprehensive green space plan for the neighborhood as designated by the Office of Safe Neighborhood Parks. The TENANT agrees to landscape, maintain and manage the public playground once developed.

4. Prohibitions Against Liens or Other Encumbrances : Fee title to the "Expanded Space" is held by LANDLORD. TENANT shall not do or permit anything to be done which purports to create a lien or encumbrance of any nature against the real property contained in the "Expanded Space" including, but not limited to, mortgages or construction liens against the "Expanded Space" or against any interest of LANDLORD therein.

5. Compliance with Resolution No. R-1083-02 Adopted September 24, 2002 :

TENANT agrees that this "Expanded Space" is contingent upon and subject to TENANT complying with all applicable obligations as set forth in Resolution No. R-1083-02 adopted on September 24, 2002 and made a part hereof as "Exhibit B". The TENANT will comply with the site hours of operation, delineation of responsibility for liability insurance, and the on-going maintenance standards and minimum maintenance standards as specified below.

The hours of operation will be as follows:

Monday – Friday	7:30 a.m. – 6:30 p.m.
Saturday	7:30 a.m. – 3:00 p.m.
Sunday	Closed

The playground will be maintained and managed by the TENANT. The minimum maintenance standards include the following:

Daily:	Trash Collection
Weekly:	Watering twice a week (depending upon the season)
Bi-Weekly:	Lawn maintenance (depending upon the season)
Monthly:	Safety inspection on playground equipment
Annually:	Safety Office inspection on playground equipment
Bi-Annually:	Pressure clean equipment (or as needed)
Annually:	Re-assess the maintenance standards with the City of Miami, Parks and Recreation Department and modify the minimum maintenance standards as needed.

The insurance for the "Expanded Space" shall be provided in compliance with Article XI, "Insurance" of the Lease Agreement. TENANT shall furnish to the Real Estate Management Section of Miami-Dade County, c/o General Services Administration, 111 N.W. First Street, Suite 2460, Miami, Florida 33128-1907, certificate(s) of insurance which indicate(s) that insurance coverage has been obtained which meets the requirements as outlined in Article XI, "Insurance."

In all other respects the said Lease shall remain in full force and effect in accordance with the terms and conditions specified therein.

IN WITNESS WHEREOF, the LANDLORD and TENANT have caused this Amendment to Lease Agreement to be executed by their respective and duly authorized officers the day and year first above written.

(CORPORATE SEAL)

YOUNG WOMEN'S CHRISTIAN
ASSOCIATION, INC. of GREATER
MIAMI
a Florida not-for-profit Corporation

WITNESS

WITNESS

By: Eileen Maloney-Simon
Eileen Maloney-Simon
Chief Executive Officer (TENANT)

(OFFICIAL SEAL)

ATTEST:

HARVEY RUVIN, CLERK

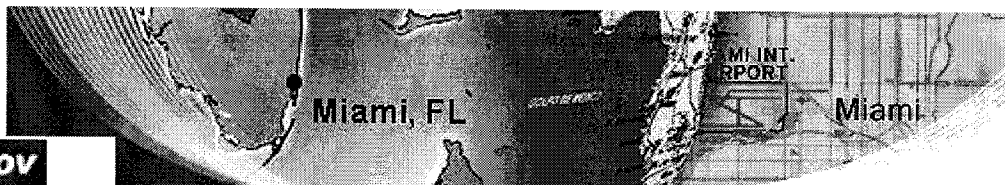
By: _____
Deputy Clerk

MIAMI-DADE COUNTY FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

By: _____
George M. Burgess
County Manager (LANDLORD)

e-Maps

miamidade.gov

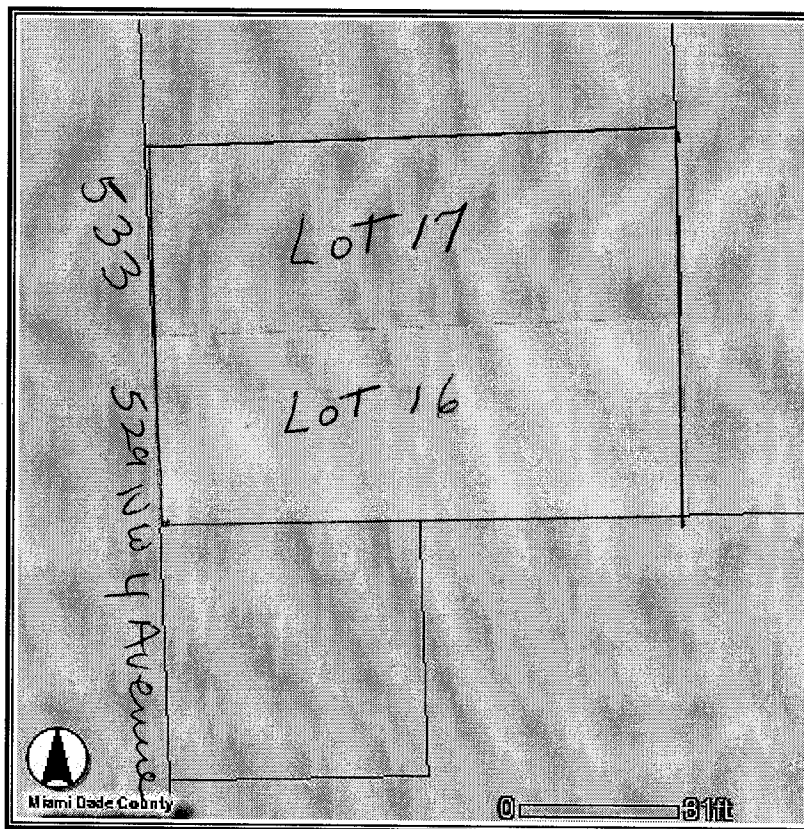
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14

Approved _____ Mayor

Substitute

Veto _____

Agenda Item No. 9(A)(2)

Override _____

EXHIBIT 'B'

9-24-02

OFFICIAL FILE COPY
CLERK OF THE BOARD
COUNTY COMMISSIONER
DADE COUNTY, FLORIDA

RESOLUTION NO. R-1083-02

RESOLUTION ACCEPTING CONVEYANCE OF TITLE IN TWO ADJOINING PARCELS OF LAND LOCATED ON NW 4TH AVENUE BETWEEN NW 5TH STREET AND 6TH STREET IN OVERTOWN FROM THE TRUST FOR PUBLIC LAND UPON SATISFACTION OF CERTAIN CONDITIONS; AND AUTHORIZES COUNTY MANAGER TO TAKE ALL ACTION NECESSARY TO COMPLETE TRANSACTION

WHEREAS, The Trust for Public Land proposes to purchase two adjoining parcels of land located on NW 4th Avenue between NW 5th Street and 6th Street in Overtown and described legally on Exhibit "A" ("Parcels") that will be developed into a playground for use by the YWCA, the citizens who live within walking distance and the general public; and

WHEREAS, in addition to matching funds from the John S. and James L. Knight Foundation, the Trust has applied for a grant from the Office of Safe Neighborhood Parks ("SNP") to acquire the Parcels and develop and equip the playground; and

WHEREAS, the Trust wishes to convey title to the Parcels to Miami-Dade County ("County") at no cost to the County in order to meet the requirement of SNP that the Parcels be owned by a public entity; and

WHEREAS, the playground, when completed, will be maintained and managed through a partnership among the Trust, the YWCA, which is adjacent to the Parcels, and the FIU Roots in the City Program ("Partnership"); and

WHEREAS, this Board wishes to accept title to the Parcels provided (a) the Trust is awarded the grant and the Partnership develops the playground at its cost; (b) title to the Parcels is free and clear of any liens or encumbrances other than those acceptable to the Office of the

15

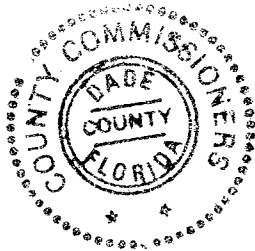
Miami-Dade County Attorney; and (c) the playground will be maintained and managed by the Partnership pursuant to an agreement negotiated by the County that includes, among other provisions pertaining to the Partnership, hours of operation, on-going maintenance requirements and minimum maintenance standards, and delineation of responsibility for liability insurance,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the Board (1) accepts the conveyance of title in the Parcels to the County from the Trust at no cost to the County for the conveyance provided that (a) the Trust is awarded the grant and the Partnership develops the playground at its cost; (b) title to the Parcels is free and clear of any liens or encumbrances other than those acceptable to the Office of the Miami-Dade County Attorney, and (c) the playground will be maintained and managed by the Partnership pursuant to an Agreement negotiated by the County that includes, among other provisions pertaining to the Partnership, hours of operation, on-going maintenance requirements and minimum maintenance standards, and delineation of responsibility for liability insurance; and (2) authorizes the County Manager to take whatever action is necessary to accomplish the purposes of this Resolution including the execution of any documents and agreements after consultation with the Office of Miami-Dade County Attorney.

The foregoing resolution was sponsored by Dr. Barbara Carey-Shuler and offered by Commissioner **Jimmy L. Morales**, who moved its adoption. The motion was seconded by Commissioner **Gwen Margolis** and upon being put to a vote, the vote was as follows:

Bruno A. Barreiro	absent	Jose "Pepe" Cancio, Sr.	aye
Dr. Barbara Carey-Shuler	absent	Betty T. Ferguson	aye
Gwen Margolis	aye	Joe A. Martinez	aye
Jimmy L. Morales	aye	Dennis C. Moss	absent
Dorrian D. Rolle	aye	Natacha Seijas	absent
Katy Sorenson	aye	Rebeca Sosa	aye
Senator Javier D. Souto		aye	

The Chairperson thereupon declared the resolution duly passed and adopted this 24th day of September, 2002. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: KAY SULLIVAN
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "GTH", enclosed within a circular outline.

Gerald T. Heffernan

EXHIBIT A

The Parcels are legally described as follows:

Lot 16 and 17, Dorns Sub, in the north half of Block 67, Plat Book B Page 92 recorded in the Public Records of Miami-Dade County, Florida and with folio nos. 0131370290110 and 01010160701190.

MEMORANDUM

Substitute
Agenda Item No. 9(A)(2)

TO: Hon. Chairperson and Members
Board of County Commissioners


DATE: September 24, 2002

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Resolution accepting
conveyance of title in two
adjoining parcels of land from
the Trust for Public Land

The accompanying resolution was prepared and placed on the agenda at the request of Dr. Barbara Carey-Shuler.

The substitute resolution differs from the original resolution in that the responsibility for liability insurance is no longer a definitive requirement of the County but rather it will be the subject of negotiations with the Partnership. Also, the phrase "an Agreement acceptable to the County" has been changed to "an Agreement negotiated by the County". Certain topics of discussion with respect to the Agreement, namely, hours of operation, on-going maintenance requirements and minimum maintenance standards, along with the responsibility for liability insurance, were specifically identified in the body of the resolution.



for: Robert A. Ginsburg
County Attorney

RAG/bw



MEMORANDUM

TO: Honorable Chairperson and Members
Board of County Commissioners

DATE: September 24, 2002

FROM: 
Robert A. Ginsburg
County Attorney

Substitute

SUBJECT: Agenda Item No. 9(A)(2)

Please note any items checked.

- ☐ "4-Day Rule" (Applicable if raised)
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of private business sector impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ "Sunset" provision required
- ☐ Legislative findings necessary